

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

JOHN RICHARD JAE,
Plaintiff,

vs.

KENNETH D. KYLER, et al.,
Defendants.

Civil Action No. 00-400

U.S. District Judge Ramo
Magistrate Judge Smyser

FILED
HARRISBURG

FEB 28 2001

MARY E. D'ANDREA, CLERK
Per gfg
DEPUTY CLERK

MOTION FOR SANCTIONS, INTER ALIA MOTION
TO HOLD DEFENDANTS IN CONTEMPT AND
~~BRIEF IN SUPPORT~~

Comes now, the Plaintiff & Rescues Counsel in the
above-entitled Civil Action, John Richard Jae, as a layman
unlettered in the Arts & Sciences of the Law & Legal Process
within the United States, who now files his Motion For
Sanctions, Inter Alia Motion To Hold Defendants In Contempt
And Brief In Support, pursuant to Fed. R. Cr. P. 37,
herein, & who, avers, deposes & states =

1. On or About December 27, 2000, Magistrate
Judge Smyser, of this Court, ordered the Defendants
to provide this Plaintiff with the discovery materials.
1/ Because this Plaintiff does "not" have his Second
Request For Production of Documents nor his copy of the
Court's order here, he cannot tell this court the discovery

that he had requested therein his Second Request For Production Of Documents within ten (10) days of the date of said order.

2. That the due date for the Defendants, herein, to provide such discovery materials to the Plaintiff, herein, was & is January 12, 2001.

3. Defendants have not complied with and have violated & disregarded the above-said order of this Court as they have willfully & deliberately failed to provide this Plaintiff with any of the discovery materials therein Plaintiff's Second Request For Production Of Documents, herein, although 50 days have now elapsed since the date of this Court's above-referred to order, herein.

BRIEF IN SUPPORT

As stated herein above, on or about December 2000, this Court ordered Defendants to provide Plaintiff with the discovery materials which he requested therein his Plaintiff's Second Request For Production Of Documents, herein, however, defendants have failed to comply with the Court's order. 1- Court's material which he requested therein on the exact date of the order. 2/ of further importance is the fact that Defendants likewise failed to file a motion for an enlargement of time in

such Order of Court and "have" willfully and deliberately violated such, herein, as they have "not" provided the plaintiff with such discovery materials as listed therein Plaintiff's Search Request For Production of Documents, herein, and "have" likewise failed to offer any reason/explanation for their failure to do so, herein, and therefore by law, Fed. R. Civ. P. 37, Defendants and their Counsel should be held in contempt, and sanctioned/fined by this Court in an amount as this Court sees fit and shall be required to pay to this Plaintiff his costs for Paper, Carbon Paper, Pen, legal envelopes and postage costs for this here Motion/Order and further be required to immediately provide Plaintiff with all of the discovery materials which he requests therein his Plaintiff's Search Request For Production of Documents, herein the Case within 5 days of the date of this Court Order:

(W) HERETOFORE, PLAINTIFF JOHN RICHARD JAC
 Prays that this Court will grant this here Motion for
 and enter an Order, that, Defendants shall
 and are held in Contempt, Sanctioned and Ordered
 to pay a fine to this Court in the amount of
 \$_____, pay plaintiff the Costs of
 Carbon Paper, Pen, Legal Envelopes, and Postage for
 Motion/Brief and are further Ordered to provide
 the Plaintiff all of the discovery materials as
 listed therein the Plaintiff's Second Request
 for Production of Documents within five (5) days
 of the date of this Court's Order or be fined
 \$_____ per day until they have complied in
 with this Court's prior order of on or about Dec
 27, 2000, herein this case:

VERIFICATION

I, John Richard Jac, Plaintiff and Pro Se Counsel, here
 verify under penalty of perjury pursuant to 28 U.S.C.
 §1746, that the facts alleged above, herein, are
 correct to the best of his knowledge, information & belief.

Executed/Dated On:
 15th FEBRUARY 2001:
 At: Pittsburgh, Pennsylvania:

(S) ~~John Richard Jac~~
 MR. JOHN RICHARD JAC
 Plaintiff and Pro Se Counsel
 Mr. John Richard Jac,
 #BQ-2219
 SCT - Pittsburgh
 P.O. Box 9990
 Pittsburgh, PA 15233